IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

Bail Appl..No. 800 of 2007()

CRIME NO. 7 OF 2007 OF CHENGANNUR POLICE STATION

PETITIONERS

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1. SASI, S/O.KOCHU KUNJU,
THOTTADI CHARIVIL, PENNUKARA VADAKKUM MURI,
POOMALA P.O., ALA VILLAGE, CHENGANNUR.

2. MADHU, S/O.KOCHU KUNJU, DO. DO.

3. RAVI, S/O.KOCHU KUNJU,
UMMATHIL LAKSHAMVEEDU COLONY,
ALA VILLAGE, CHENGANNUR.

BY ADV. SRI.RASHEED C.NOORANAD

RESPONDENTS:

S.I. OF POLICE,
CHENGANNUR POLICE STATION REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 12/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 800 of 2007

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DATED: 12-02-2007

O R D E R

Petitioners three in number seek anticipatory bail on the allegation that the Chengannur police are at their heels in connection with Crime No. 7 of 2007 registered for an offence punishable under Section 294 (b), 308, 452, 506 (ii) read with Sec. 34 I.P.C.

2. The learned Public Prosecutor submitted that the petitioners 1 and 2 are accused Nos. 2 and 3 respectively in the above crime and the 3rd petitioner is not an accused in this case. If so, the arrest and harassment entertained by the 3rd petitioner is unfounded. Hence, his request for anticipatory bail is disallowed. Having regard to the facts and circumstances of the case, including the fact that no injures were caused to the de facto complainant, I am inclined to grant anticipatory bail to the petitioners 1 and 2 who are accused Nos. 2 and 3 in the above said crime. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the first and second petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them

executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioners 1 and 2 shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners 1 and 2 shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners 1 and 2 shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners 1 and 2 shall not commit any offence while on bail.

5. Petitioners 1 and 2 shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,

JUDGE.

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